

STATE OF WISCONSIN

Senate Journal

One-Hundred and First Regular Session

WEDNESDAY, October 9, 2013

The Chief Clerk makes the following entries under the above date.

CHIEF CLERK'S ENTRIES

AMENDMENTS OFFERED

Senate Substitute Amendment 2 to **Senate Bill 13** offered by Senators Risser and Harris.

INTRODUCTION, FIRST READING, AND REFERENCE OF PROPOSALS

Read and referred:

Senate Joint Resolution 54

Relating to: proclaiming November 2013 as Pancreatic Cancer Awareness Month.

By Senators Darling, Cowles, Hansen, Kedzie, Lassa, Lazich, Lehman, Olsen, Risser, Schultz, Shilling and Wirch; cosponsored by Representatives Ballweg, Berceau, Bernier, Bies, Danou, Endsley, Hesselbein, Hintz, Jacque, Jorgensen, Kahl, Kaufert, Kerkman, Kleefisch, Kolste, Marklein, Milroy, Murphy, Ohnstad, A. Ott, Petryk, Pope, Pridemore, Ringhand, Ripp, Shankland, Spiros, Strachota, Thiesfeldt, Tittel, Tranel, Vruwink, Williams and Wright.

To committee on **Senate Organization**.

Senate Joint Resolution 55

Relating to: honoring Caron Butler on his return to his home state of Wisconsin to play for the Milwaukee Bucks.

By Senators Lehman, Wirch, C. Larson, Harris, L. Taylor, Cowles and Darling; cosponsored by Representatives Mason, Weatherston, Barca, Ohnstad, Kerkman, Barnes, Johnson, Riemer, Zamarripa, Kooyenga, Young, Hintz, Berceau, Murtha, Jorgensen, Goyke, Pasch and Tittel.

To committee on **Senate Organization**.

REPORT OF COMMITTEES

The committee on **Agriculture, Small Business, and Tourism** reports and recommends:

Assembly Bill 61

Relating to: alcohol beverages violations involving underage persons on licensed premises.

Concurrence.

Ayes: 8 - Senators Moulton, Tiffany, Harsdorf, Petrowski, Schultz, Vinehout, Lassa and L. Taylor.

Noes: 1 - Senator Hansen.

Senate Bill 250

Relating to: temporary alcohol beverage retail licenses issued to fair associations.

Passage.

Ayes: 9 - Senators Moulton, Tiffany, Harsdorf, Petrowski, Schultz, Vinehout, Hansen, Lassa and L. Taylor.

Noes: 0.

TERRY MOULTON

Chairperson

Committee on Agriculture, Small Business, and Tourism

The committee on **Financial Institutions and Rural Issues** reports and recommends:

Senate Bill 283

Relating to: allowing representatives of certain protected individuals to restrict release of their credit reports, providing an exemption from emergency rule procedures, and requiring the exercise of rule-making authority.

Senate Substitute Amendment 1 adoption.

Ayes: 5 - Senators Schultz, Lasee, Petrowski, Lassa and Jauch.

Noes: 0.

Passage as amended.

Ayes: 5 - Senators Schultz, Lasee, Petrowski, Lassa and Jauch.

Noes: 0.

Senate Bill 290

Relating to: mortgage satisfaction and an exception to the real estate transfer fee.

Passage.

Ayes: 5 - Senators Schultz, Lasee, Petrowski, Lassa and Jauch.

Noes: 0.

DALE SCHULTZ

Chairperson

Committee on Financial Institutions and Rural Issues

PETITIONS AND COMMUNICATIONS

Pursuant to Senate Rule 17 (5), Representative Doyle added as a co-sponsor of **Senate Bill 163**.

Pursuant to Senate Rule 17 (5), Representative Weininger added as a co-sponsor of **Senate Bill 301**.

October 8, 2013

The Honorable, the Senate:

Pursuant to Senate Rule 75, please have the Senate Journal reflect how I would have voted had I been present for the roll call votes on Tuesday, October 8, 2013.

Appointments taken up en masse – Aye

SSA1 to SB134 – Aye

SB134 – Aye

SA1 to SB220 – Aye

SB220 – Aye

SB252 – Aye

Please feel free to contact me with any questions regarding the recorded votes above.

Sincerely,
BOB JAUCH
State Senator

State of Wisconsin
Office of the Senate President

October 9, 2013

The Honorable, the Senate:

Pursuant to Senate Rule 46 (2)(c), I am writing to inform you that I have directed the following proposal to be withdrawn from committee and rereferred. I have obtained the consent of the appropriate standing committee chairperson and the chairperson of the committee on Senate Organization.

Senate Bill 274, relating to: funding and position authority for vocational rehabilitation services and making an appropriation., withdrawn from Committee on **Workforce Development, Forestry, Mining, and Revenue** and rereferred to Committee on **Economic Development and Local Government**.

Sincerely,
MICHAEL G. ELLIS
Senate President

REFERRALS AND RECEIPT OF COMMITTEE REPORTS CONCERNING PROPOSED ADMINISTRATIVE RULES

The joint committee for review of **Administrative Rules** reports and recommends:

Senate Clearinghouse Rule 13-003

Relating to Wisconsin's farmland preservation program and affecting small business.

No action taken on October 4, 2013.

Senate Clearinghouse Rule 13-010

Relating to revising Wisconsin's endangered and threatened species list.

No action taken on October 7, 2013.

Senate Clearinghouse Rule 13-024

Relating to the equivalency process for approving alternative models to evaluate educator practice.

No action taken on October 7, 2013.

Senate Clearinghouse Rule 13-028

Relating to the establishment of rules to guide the actions of the quality assurance and improvement committee to review proposals and award moneys for innovative projects in regards to nursing homes.

No action taken on October 7, 2013.

Senate Clearinghouse Rule 13-029

Relating to the administration of the Duty Disability Program under s. 40.65, Stats.

No action taken on October 7, 2013.

Senate Clearinghouse Rule 13-042

Relating to electrical construction.

No action taken on October 8, 2013.

LEAH VUKMIR

Senate Chairperson

The committee on **Agriculture, Small Business, and Tourism** reports and recommends:

Senate Clearinghouse Rule 13-027

Relating to manufactured home communities-fair trade practices and affecting small business.

No action taken on October 9, 2013.

Referred to joint committee for review of **Administrative Rules**, October 9, 2013.

TERRY MOULTON

Chairperson

MESSAGES FROM THE ASSEMBLY

By Patrick E. Fuller, chief clerk.

Mr. President:

I am directed to inform you that the Assembly has adopted and asks concurrence in:

Assembly Joint Resolution 55

Assembly Joint Resolution 56

Passed and asks concurrence in:

Assembly Bill 17

Assembly Bill 169

Assembly Bill 248

Assembly Bill 258

Assembly Bill 262

Assembly Bill 277

Assembly Bill 280

Assembly Bill 281

Assembly Bill 282

Assembly Bill 284

Assembly Bill 352

Assembly Bill 355

Assembly Bill 356

Concurred in:

Senate Joint Resolution 40

Senate Joint Resolution 48

Senate Joint Resolution 50

Senate Joint Resolution 52

Senate Bill 179 (Assembly Amendment 1 adopted)

MESSAGES FROM THE ASSEMBLY CONSIDERED

Assembly Joint Resolution 55

Relating to: Pregnancy and Infant Loss Awareness Month.

By Representatives Milroy, Mason, Ballweg, Berceau, Bernard Schaber, Bernier, Bewley, Genrich, Hesselbein, Hintz, Jacque, Johnson, Jorgensen, Kahl, Kolste, T. Larson, Ohnstad, Pope, Pridemore, Ripp, C. Taylor, Vruwink, Wright and Danou; cosponsored by Senators Lassa, Hansen, Lazich and Lehman.

Read and referred to committee on **Senate Organization**

Assembly Joint Resolution 56

Relating to: recognizing October 6 as German-American Day.

By Representatives Kessler, Hesselbein, Sargent, Weininger, Knodl, Ohnstad, Kaufert, Wright, Zamarripa, Murphy, Nass, Pridemore, Ballweg, Mason, Kahl, Thiesfeldt, A. Ott, Vruwink, Bernier and Murtha; cosponsored by Senators Carpenter, Lehman, Lazich, Risser, Schultz and Grothman.

Read and referred to committee on **Senate Organization**

Assembly Bill 17

Relating to: the restoration of information from an original birth certificate after adoption.

By Representatives T. Larson, Milroy, Kestell, Bernier, Bewley, Hebl, Kahl, Knudson, LeMahieu, Ohnstad,

Thiesfeldt, Zepnick and A. Ott; cosponsored by Senators Jauch, Miller and L. Taylor.

Read first time and referred to committee on **Health and Human Services**

Assembly Bill 169

Relating to: the consumption of alcohol beverages on commercial quadricycles and providing a penalty.

By Representatives Stone, Zepnick, Ohnstad, A. Ott, Sanfelippo, Kooyenga and Honadel; cosponsored by Senators Grothman and L. Taylor.

Read first time and referred to committee on **Agriculture, Small Business, and Tourism**

Senate Bill 179

Relating to: miscellaneous provisions related to rental and vehicle towing practices and eviction proceedings, prohibitions on enacting ordinances that place certain limitations or requirements on landlords, providing an exemption from emergency rule procedures, granting rule-making authority.

By Senators Lasee and Schultz; cosponsored by Representatives Stroebel, Pridemore, Jacque, Kerkman and Bies.

Read first time and referred to committee on **Senate Organization**

Assembly Bill 248

Relating to: restricting the release of credit information about certain protected individuals and providing a penalty.

By Representatives Thiesfeldt, Stone, Hebl, Kahl, Jacque, Loudonbeck, Spiros, Ballweg, Williams, Brooks, Pope, A. Ott, Ohnstad, Wright, Berceau, Ripp, Pridemore, Tittl and Bernier; cosponsored by Senators Schultz, Risser, Gudex, L. Taylor, Grothman and Hansen.

Read first time and referred to committee on **Senate Organization**

Assembly Bill 258

Relating to: maintenance and removal of vegetation obstructing the view of outdoor advertising signs along highways under the jurisdiction of the Department of Transportation.

By Representatives Honadel, Ballweg, Bernier, Bies, Brooks, Doyle, Jacque, Kolste, T. Larson, LeMahieu, A. Ott, Ripp, Spiros, Stone, Thiesfeldt and Weatherston; cosponsored by Senators Tiffany, Farrow and Hansen.

Read first time and referred to committee on **Transportation, Public Safety, and Veterans and Military Affairs**

Assembly Bill 262

Relating to: motor vehicle registration, motor carrier appeals, rulemaking procedures, and modifying and repealing various rules promulgated by the Department of Transportation.

By Representatives Ripp, Bernard Schaber, Ballweg, Bernier, Bies, Czaja, Danou, Doyle, Endsley, Jacque, Kahl, Kaufert, Knodl, Kolste, T. Larson, LeMahieu, Marklein, Murphy, A. Ott, Sanfelippo, Spiros, Stone, Strachota, Swearingen, Thiesfeldt, Tittl and Vruwink; cosponsored by Senators Petrowski, Harsdorf and Moulton.

Read first time and referred to committee on **Transportation, Public Safety, and Veterans and Military Affairs**

Assembly Bill 277

Relating to: rule-making procedures and modifying and repealing various rules promulgated by the Department of Financial Institutions.

By Representatives Craig, Hintz, Ballweg, Hutton, Kahl, LeMahieu, Ohnstad, Sanfelippo, Sargent, Stroebel, Marklein, Zepnick and Honadel; cosponsored by Senator Gudex.

Read first time and referred to committee on **Financial Institutions and Rural Issues**

Assembly Bill 280

Relating to: warning lights on police vehicles.

By Representatives Ripp, Berceau, Bernard Schaber, Born, Brooks, Hulsey, Kahl, Krug, Marklein, Ohnstad, A. Ott, Spiros, Tittl, Weatherston and Wright; cosponsored by Senators Petrowski, Erpenbach, Hansen, Lassa, Lehman, Olsen, Schultz and L. Taylor.

Read first time and referred to committee on **Senate Organization**

Assembly Bill 281

Relating to: warning lights on school buses.

By Representatives Ripp, Bernard Schaber, Brooks, Krug, Murphy, Ohnstad, A. Ott, Smith, Tittl, Weatherston and Wright; cosponsored by Senators Petrowski, Hansen, Kedzie, Lassa, Lehman, Olsen, Schultz and L. Taylor.

Read first time and referred to committee on **Senate Organization**

Assembly Bill 282

Relating to: the length of vehicles that may be operated on the highway without an overlength permit.

By Representatives Spiros, Ripp, Ballweg, Krug and Weatherston; cosponsored by Senators Petrowski and L. Taylor.

Read first time and referred to committee on **Senate Organization**

Assembly Bill 284

Relating to: the length limit for certain vehicle combinations operated on the highway without a permit.

By Representatives Spiros, Ripp, Ballweg, Brooks, Murphy, Vruwink and Weatherston; cosponsored by Senators Petrowski, Lassa and Olsen.

Read first time and referred to committee on **Senate Organization**

Assembly Bill 352

Relating to: allowing placement of net pens in navigable waters under a statewide general permit and exceptions for certain requirements that apply to fish farms.

By Representatives Bies, A. Ott, T. Larson, Czaja, Tittl, Williams and Stroebel; cosponsored by Senators Lasee, Kedzie, Tiffany and Miller.

Read first time and referred to committee on **Natural Resources**

Assembly Bill 355

Relating to: annual or consecutive month permits for vehicles or combinations of vehicles transporting loads near the Wisconsin-Michigan border.

By Representatives Mursau, Swearingen, Czaja, T. Larson, Murtha, Nygren, Spiros and Tittl; cosponsored by Senators Petrowski, Tiffany, Grothman and Jauch.

Read first time and referred to committee on **Senate Organization**

Assembly Bill 356

Relating to: a grant for the relocation of a county trunk highway in Manitowoc and Sheboygan counties and making an appropriation.

By Representative Endsley; cosponsored by Senator Leibham.

Read first time and referred to committee on **Senate Organization**

*Motions Under Senate Rule 98 and Joint Rule 7
for the Month of September 2013*

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Harris, for the Ausar Auset Society, on the occasion of its 40th Anniversary.

A certificate of commendations by the Wisconsin Senate on the motion of Senator Harris, for Bishop Charles E. Blake, Sr., on the occasion of choosing Milwaukee to host the 2013 C.O.G.I.C., Inc. Bishop's Conference and for your God-given talents.

A certificate of commendations by the Wisconsin Senate on the motion of Senator Harris, for the Black Health Coalition of Wisconsin, Inc., on the occasion of celebrating 25 years of remarkable service they have provided to the African American community and the State of Wisconsin.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Moulton, for Sawyer Braun, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of commendations by the Wisconsin Legislature on the motion of Senator Harsdorf, for Nathan Daniel Bringgold, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of commendations by the Wisconsin Legislature on the motion of Senator Jauch, for Bayfield Police Chief Bud Casper, on the occasion of his retirement and to give tribute to his service and dedication to the citizens of Bayfield.

A certificate of commendations by the Wisconsin Legislature on the motion of Senator Jauch, for Richard Erickson, on the occasion of achieving recognition as 2013-14 Wisconsin High School Teacher of the Year, and recognize his admirable contributions and accomplishments to his community and extend best wishes for his continued success.

A certificate of commendations by the Wisconsin Senate on the motion of Senator Risser, for Warren Gabelman, on the

occasion of his hard work and many achievements on the occasion of his Honorary Recognition by the UW-Madison College of Agricultural and Life Sciences.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Moulton, for Mitchel Hoffman, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of commendations by the Wisconsin Senate on the motion of Senator Risser, for Pam Jahnke, on the occasion of her hard work and many achievements on the occasion of her Honorary Recognition by the UW-Madison College of Agricultural and Life Sciences.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Lazich, for Captain Anthony John Mescher, on the occasion of outstanding dedication and service to the United States Navy.

A certificate of commendations by the Wisconsin Senate on the motion of Senator Schultz, for Wayne Morgenthaler, on the occasion of earning the Award for Excellence in Community Engagement from the UW Colleges and UW-Extension, for providing the UW-Richland Foundation's Smart Farm with a strong educational center, encouraging community participation, engagement, and education.

A certificate of commendations by the Wisconsin Legislature on the motion of Senator Fitzgerald, for the Nation of Patriots 2013 Patriot Tour, on the occasion of the Nation of Patriots 2013 Patriot Tour for promoting awareness and financial support to the many deserving members of our Armed Forces, past, present and fallen.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Moulton, for Charles Niemann, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Vukmir, for Oliver Niles, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of commendations by the Wisconsin Legislature on the motion of Senator Jauch, for the New Day Shelter, on the occasion of its 30 years of tireless service to the residents of Northern Wisconsin and wish them well in their continuing effort to end domestic and sexual abuse in the region.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Hansen, for Pat O'Hara, on the occasion of his retirement after years of dedication to Education.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Hansen, for Matthew Ryan Pasterski, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of commendations by the Wisconsin Senate on the motion of Senator Gudex, for Schreiner's Restaurant, on the occasion of wishing them the best of luck going forward.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Hansen, for Matthew Seiltz, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of commendations by the Wisconsin Senate on the motion of Senator Harris, for Bishop John H. Sheard, on the occasion of choosing Milwaukee to host the 2013 C.O.G.I.C., Inc. Bishop's Conference and your commitment to the Michigan Jurisdiction and C.O.G.I.C., Inc.

A certificate of commendations by the Wisconsin Senate on the motion of Senator Schultz, for Duane Simonson, on the occasion of earning the Friend and Advocate Award from the UW Colleges and UW-Extension, for providing the UW-Richland Foundation's Smart Farm with a strong educational center.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Moulton, for Marshall "Monk" Solie, on the occasion of his induction into the Chippewa River Baseball League Hall of Fame and thank him for his service and tremendous sacrifice for this nation.

A certificate of congratulations by the Wisconsin Legislature on the motion of Senator Fitzgerald, for UW Colleges and UW-Extension employees, on the occasion of the forty-one employees and four partners for receiving a UW Colleges and UW Extension Chancellor's award and commend all recipients for their commitment to Wisconsin by providing valuable services that keep its citizens thriving and our great State moving forward.

A certificate of condolences by the Wisconsin Senate on the motion of Senator Harris, for Dr. James G. White at Christian Faith Fellowship Church, on the occasion of commending his life and memories of him.